

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

FRANCIS X. TIERNEY,

Plaintiff,

V.

CITY OF BOSTON,

Defendant.

C.A. No. 04-10518-RGS

STIPULATION OF DISMISSAL WITH PREJUDICE

Plaintiff to the above action Francis X. Tierney and the Defendant City of Boston hereby stipulate, pursuant to Fed.R.Civ.P. 41(a)(1), to dismissal with prejudice, waiving all costs and any and all rights of appeal.

FRANCIS X. TIERNEY

By his attorney,

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DATED: 1/14/05

CITY OF BOSTON
MERITA A. HOPKINS
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DATED: 1/14/05